

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT Public Health	(2) MEETING DATE 2/7/2012	(3) CONTACT/PHONE Curt Batson (805) 781-5550	
(4) SUBJECT Request to approve a grant agreement (Clerk's File) between the California Environmental Protection Agency (Cal EPA) and County of San Luis Obispo acting as the Certified Unified Program Agency (CUPA) (Agreement No. G10-UPA-84) in the amount of \$105,726 to implement electronic reporting requirements specified in AB 2286.			
(5) RECOMMENDED ACTION It is recommended that the Board: 1) Approve an agreement (Clerk's File) between the California Environmental Protection Agency (Cal EPA) and County of San Luis Obispo acting as the Certified Unified Program Agency (CUPA) (Agreement No. G10-UPA-84) in the amount of \$105,726 to implement electronic reporting requirements specified in AB 2286. 2) Authorize the Director of Environmental Health Services to sign the agreement.			
(6) FUNDING SOURCE(S) State / Cal EPA	(7) CURRENT YEAR FINANCIAL IMPACT \$51,000.00	(8) ANNUAL FINANCIAL IMPACT \$54,000.00	(9) BUDGETED? Yes
(10) AGENDA PLACEMENT <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Presentation (Time Est. _____) <input type="checkbox"/> Hearing (Time Est. _____) <input type="checkbox"/> Board Business			
(11) EXECUTED DOCUMENTS <input type="checkbox"/> Resolutions <input checked="" type="checkbox"/> Contracts <input type="checkbox"/> Ordinances <input type="checkbox"/> N/A		(12) BUDGET ADJUSTMENT REQUIRED? BAR ID Number: N/A <input type="checkbox"/> 4/5th's Vote Required <input checked="" type="checkbox"/> N/A	
(13) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) N/A		(14) W-9 <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes	
(15) LOCATION MAP N/A	(16) BUSINESS IMPACT STATEMENT? No	(17) AGENDA ITEM HISTORY <input checked="" type="checkbox"/> N/A Date _____	
(18) ADMINISTRATIVE OFFICE REVIEW 			
(19) SUPERVISOR DISTRICT(S) All Districts -			

County of San Luis Obispo



TO: Board of Supervisors

FROM: Jeff Hamm, Health Agency Director
(805) 781-4719
Penny Borenstein, MD, MPH, Health Officer
(805) 781-5519

DATE: 2/7/2012

SUBJECT: Request to approve a grant agreement (Clerk's File) between the California Environmental Protection Agency (Cal EPA) and County of San Luis Obispo acting as the Certified Unified Program Agency (CUPA) (Agreement No. G10-UPA-84) in the amount of \$105,726 to implement electronic reporting requirements specified in AB 2286.

RECOMMENDATION

It is recommended that the Board:

- 1) Approve an agreement (Clerk's File) between the California Environmental Protection Agency (Cal EPA) and County of San Luis Obispo acting as the Certified Unified Program Agency (CUPA) (Agreement No. G10-UPA-84) in the amount of \$105,726 to implement electronic reporting requirements specified in AB 2286.
- 2) Authorize the Director of Environmental Health Services to sign the agreement.

DISCUSSION

San Luis Obispo County CUPA (Environmental Health Services) implements hazardous materials/waste programs throughout the County. The hazardous materials/waste programs require regulated businesses to prepare and submit information on hazardous materials, hazardous waste, underground storage tanks and other information required under various State laws and regulations. The San Luis Obispo County CUPA is charged with collection and review of the information/data submitted by regulated businesses and providing that information to first responders. For the past 20 years, the information has been submitted using paper forms and then the data has been manually entered into a database by administrative staff. In 2008, Assembly Bill 2286 was passed by the State legislature imposing a surcharge on regulated businesses not to exceed \$25 each year for 3 years to establish a statewide hazardous materials/waste information management system. The funding generated by the surcharge will be provided to the CUPAs for the purpose of creating the information management system. AB 2286 also mandated that all CUPAs implement an electronic reporting system by March 31, 2013. This project has two phases:

- 1) Regulated businesses electronically submit data to the CUPA.
- 2) The CUPA electronically submits data to the State.

San Luis Obispo County CUPA has partially completed phase 1 by building the public access portal that allows regulated businesses to submit hazardous materials chemical inventory data electronically to the CUPA. 864 of 1368 regulated businesses currently have passwords and are submitting or intend to submit this data electronically to the San Luis Obispo CUPA. This grant agreement will reimburse the CUPA for expenses incurred in past fiscal years dating back to January 2010 as well as reimburse the CUPA for future expenses to build the capacity to electronically submit data to the State.

OTHER AGENCY INVOLVEMENT/IMPACT

County Counsel has reviewed and approved the agreement as to form and legal effect.

FINANCIAL CONSIDERATIONS

Cal EPA is expected to allocate \$105,726 to implement the electronic reporting hazardous materials/waste information management system. The term of the agreement began on January 1, 2010 and will end on March 31, 2013. Due to delayed approval of the grant application by Cal EPA, no reimbursement for grant activities has occurred in FY 2009-10 or FY 2010-11. Therefore, reimbursement for approved grant activities is expected to be about \$51,000 in FY 2011-12 and \$54,000 in FY 2012-13. The program expense and associated revenues have been included in the approved budget for FY 2011-12 and requested Status Quo budget FY 2012-13. Approval of this grant will not increase the level of General Fund support required by the Health Agency.

RESULTS

The expected results are as follows:

- Add Hazardous Waste Generator, Hazardous Waste Treatment, Underground Storage Tank and Above Ground Storage Tank forms to the CUPA's public access portal.
- Evaluate existing Environmental Health database software for completeness, accuracy and compliance with State Regulations (Data Gap Analysis).
- Modify existing Environmental Health database to correct any issues identified in the Data Gap Analysis.
- Purchase computer hardware to enable electronic data transfer.
- Update existing electronic inspection forms as necessary.

ATTACHMENTS

1. Cover Sheet for Clerk's Filed Document (Agreement with Cal EPA)